

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

IN RE: ORAL PHENYLEPHRINE  
MARKETING AND SALES PRACTICES  
LITIGATION

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MDL No. 3089  
Civil Action No. 1:23-md-3089-BMC

THIS DOCUMENT APPLIES TO:

*Pack, et al. v. Johnson & Johnson Consumer Companies, Inc., et al.*, No. 1:23-cv-09057-BMC (E.D.N.Y.)

*McPhee, et al. v Johnson & Johnson Consumer Companies, Inc., et al.*, No. 1:23-cv-09262-BMC (E.D.N.Y.)

*Means v. Johnson & Johnson Consumer Inc., et al.*, No. 1:23-cv-09276-BMC (E.D.N.Y.)

*Heaghey v. Johnson & Johnson Consumer Inc., et al.*, No. 1:23-cv-09282-BMC (E.D.N.Y.)

*Chavez v. Johnson & Johnson Consumer Inc., et al.*, No. 1:23-cv-09304-BMC (E.D.N.Y.)

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I, Robert W. Sparkes, III, being duly sworn, hereby depose and say as follows:

1. I am a partner at the law firm of K&L Gates LLP, located at 1 Congress Street, Suite 2900, Boston, Massachusetts 02114. K&L Gates LLP represents Defendants Amazon.com, Inc. and Amazon.com Services LLC in the above-captioned actions.

2. I submit this affidavit in support of my motion for admission to practice *pro hac vice* in the above-captioned matters.

3. As shown in the Certificate of Good Standing annexed hereto, I am a member in good standing of the bar of the Commonwealth of Massachusetts.

4. There are no pending disciplinary proceedings against me in any State or Federal Court.

5. I have never been convicted of a felony.

6. I have never been censured, suspended, disbarred or denied admission or readmission by any court.

7. Wherefore, your affiant respectfully submits that he be permitted to appear as counsel and advocate *pro hac vice* in the above-referenced cases—specifically, Lead Case No. 1:23-md-3089-BMC, and Associated Case Nos. 1:23-cv-09057-BMC, 1:23-cv-09262-BMC, 1:23-cv-09276-BMC, 1:23-cv-09282-BMC, and 1:23-cv-09304-BMC—for Defendants Amazon.com, Inc. and Amazon.com Services LLC.

Dated: January 17, 2024


Respectfully submitted,



Robert W. Sparkes, III  
K&L GATES LLP  
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*Attorney for Defendants Amazon.com, Inc. and  
Amazon.com Services LLC*

Sworn to before me this  
17<sup>th</sup> day of January, 2024

  
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Notary Public